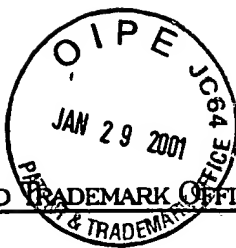




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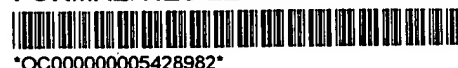


COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/587,662	06/05/2000	Jessie L. S. Au	JAG-004

000959  
LAHIVE & COCKFIELD  
28 STATE STREET  
BOSTON, MA 02109

## FORMALITIES LETTER



\*OC000000005428982\*

Date Mailed: 09/26/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- Small Entity Statement is unsigned.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-1123
- For CRF Submission Help, call (703) 308-4212
- PatentIn Software Program Support
  - - For Technical Assistance, call (703) 287-0200
  - - To Purchase PatentIn Software, call (703) 306-2600

- The balance due by applicant is \$ 130.

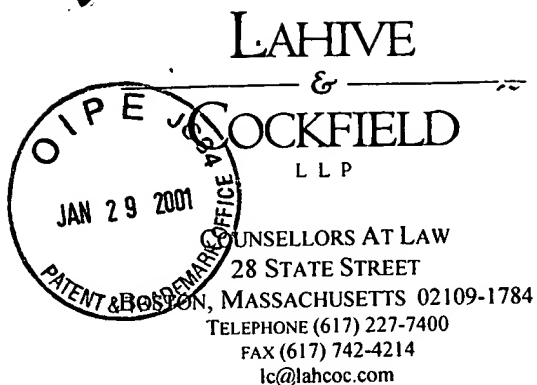
01/31/2001 EEKUBAY1 00000024 09587662

01 FC:205

65.00 GP

*A copy of this notice **MUST** be returned with the reply.*

*DL* *TF*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202



JOHN A. LAHIVE, JR. (1928-1997)  
THOMAS V. SMURZYNSKI  
RALPH A. LOREN  
GIULIO A. DeCONTI, JR.  
ANN LAMPORT HAMMITTE  
ELIZABETH A. HANLEY  
AMY BAKER MANDRAGOURAS  
ANTHONY A. LAURENTANO  
KEVIN J. CANNING  
JANE E. REMILLARD  
JEANNE M. DIGIORGIO  
DEBRA J. MILASINCIC, Ph.D.  
NICHOLAS P. TRIANO, III  
WILLIAM D. DeVAUL  
CHI SUK KIM  
DAVID J. RIKKERS  
DAVID R. BURNS

JOHN S. CURRA  
SEAN D. DETWEILER  
ADAM M. GOODMAN  
CYNTHIA L. KANIK, Ph.D.  
MEGAN E. WILLIAMS, Ph.D.  
RICHANAND

SENIOR COUNSEL  
JAMES E. COCKFIELD

OF COUNSEL  
JEREMIAH LYNCH  
WILLIAM A. SCOFIELD, JR.  
PETER C. LAURO \*  
DeANN FORAN SMITH\*\*

PATENT AGENTS  
PETER S. STECHER

Section 8  
TECHNICAL SPECIALISTS  
MARIA LACCOTRIPE ZACHARAKIS, Ph.D.\*\*\*  
CYNTHIA M. SOROOS  
PETER W. DINI, Ph.D.  
EUIHOON LEE  
LISA M. DiROCCO  
JENNIFER K. ROSENFELD  
JUDITH STONE-HULSLANDER, Ph.D.  
ALLAN TAMESHTIT, Ph.D.  
CATHERINE E. McPHERSON  
ERIC F. WAGNER, Ph.D.  
SHAHID HASAN, Ph.D.

\* Admitted in NY only  
\*\* Admitted in MI only  
\*\*\* Passed the Patent Bar Examination

January 26, 2001

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

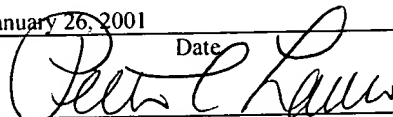
Re: U.S. Patent Application Serial No. 09/587,662  
Title: *Methods and Compositions for Modulating  
Drug Activity Through Telomere Damage*  
Filing Date: June 5, 2000  
Inventor: Jessie L.-S. Au and Guillaume Wientjes  
Our Reference No. JAG-004

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

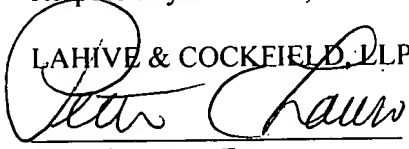
1. Response to Notice to File Missing Parts of Nonprovisional Application (in duplicate);
2. Executed Declaration, Petition and Power of Attorney for Patent Application;
3. Executed Verified Statement (Declaration) Claiming Small Entity Status;
4. Copy of Formalities Letter;
5. A Request for Two-Month Extension of Time;
6. Check for \$195.00 to cover the second month extension fee based on small entity status;
7. Check for \$65.00 for Missing Parts Fee based on small entity status;
8. Transmittal Letter for Diskette of Sequence Listing;
9. Diskette Containing Sequence Listing;
10. Substitute Page of Sequence Listing; and
11. Return postcard.

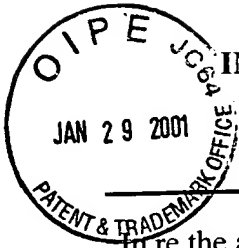
Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. A duplicate of this sheet is enclosed.

Certificate of First Class Mailing (37 C.F.R. §1.8(a))	
I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231 on:	
January 26, 2001	Date
	
Peter C. Lauro, Esq., Reg. No. 32,360	

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

  
Peter C. Lauro, Esq.  
Attorney for Applicants  
Reg. No. 32,360



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Au, *et al.*

Serial No.: 09/587,662

Filed: June 5, 2000

For: *Methods and Compositions for Modulating Drug Activity Through Telomere Damage*

Attorney Docket No.: JAG-004

Group Art Unit: Not Assigned

Examiner: Not Assigned

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Certificate of First Class Mailing (37 C.F.R. §1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

January 26, 2001

Date of Signature and of Mail Deposit

By:

Peter C. Lauro, Esq.

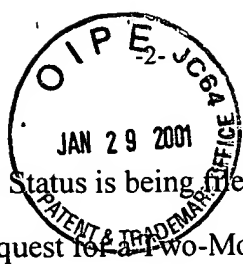
Reg. No. 32,360

Attorney for Applicants

RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION

Dear Sir:

Responsive to the Notice to File Missing Parts of Nonprovisional Application dated September 26, 2000, Applicants' attorney submits herewith an executed Declaration, Petition, and Power of Attorney for the above-referenced patent application. A check in the amount of \$65.00 (check No. 041170) is enclosed to cover the surcharge owed by Applicant based on small entity status. Accordingly, a copy of the Verified



Statement Claiming Small Entity Status is being filed concurrently herewith. In addition, Applicants submit herewith a Request for a Two-Month Extension of Time and a check for the appropriate fee (\$195.00) (check No. 041171) based on small entity status. Still further, in response to the Raw Sequence Listing Error Report appended to the Notice to File Missing Parts, Applicants submit a diskette containing the corrected sequence listing, substitute sequence listing page, and Transmittal Letter for Diskette Containing Sequence Listing. A copy of the Formalities Letter is also enclosed.

The Commissioner is hereby authorized to charge payment of any fees under 37 C.F.R. §§1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 12-0080.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. A duplicate of this letter is enclosed.

Respectfully submitted,

Peter C. Lauro, Esq.  
Registration No. 32,360  
Attorney for Applicants

LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, MA 02109  
Tel. (617) 227-7400

Dated: January 26, 2001